

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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	:
CLAUDIA MARIE LEE,	:
Plaintiff,	:
	:
-against-	:
	23-CV-7064 (VSB)
	:
	<b><u>AMENDED ORDER</u></b>
TOWN OF WAWAYANDA, <i>et al.</i> ,	:
	:
Defendants.	:
	-----X

VERNON S. BRODERICK, United States District Judge:

On October 10, 2024, Plaintiff Claudia Marie Lee moved for leave to file an amended complaint, (Doc. 91), as well as for an extension of time in which to file an amended complaint, (Doc. 90). Plaintiff did not submit a proposed amended complaint or otherwise explain the basis for her proposed amendment. I granted Plaintiff an extension of time until November 1, 2024, to supplement her motion by filing a proposed amended complaint or a letter detailing the basis for her proposed amendment. I warned Plaintiff that failure to do so would result in this Court denying Plaintiff's motion for leave to amend her Complaint. As of November 6, 2024, there were no supplemental materials on the ECF docket, so I denied Plaintiff's motion for leave to amend her Complaint. (Doc. 93.) On November 7, 2024, Plaintiff's proposed Amended Complaint appeared on the docket, back-dated to November 1, 2024. (Doc. 94.)

In light of Plaintiff's filing of her proposed Amended Complaint, I hereby AMEND my November 6, 2024 Order, (Doc. 93), to REOPEN Plaintiff's motion for leave to amend her Complaint, (Doc. 91), and take that motion under consideration. Defendants are directed to file their opposition, if any, to Plaintiff's motion by November 22, 2024. If Defendants oppose Plaintiff's motion, Plaintiff shall submit her reply, if any, by December 9, 2024.

The Clerk of Court is respectfully directed to designate Plaintiff's filing at Doc. 94 as Plaintiff's *Proposed* First Amended Complaint, as Plaintiff requires leave of court to file an amended complaint at this stage in the case, which I have not granted at this time. *See* Fed. R. Civ. P. 15(a)(2). The Clerk of Court is also respectfully directed to terminate any parties that were added to the docket when Doc. 94 was docketed as an Amended Complaint, instead of a Proposed Amended Complaint.

SO ORDERED.

Dated: November 8, 2024  
New York, New York

  
Vernon S. Broderick  
Vernon S. Broderick  
United States District Judge